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For the NORTHERN	District of	IOWA	BARBABA A EVERLY, CLERK
IN RE: RODNEY GARY GABRIELSON	and	Chapter 7	
DAWN ANN GABRIELSON, Debtors.	1	Case No. X89	-00402M
RODNEY GARY GABRIELSON and Plaintiff V. DAWN ANN GABRIELSON,	8	- -	·.
FIRST STATE BANK OF BELMOND and LIBERTY BANK OF MASON CITY, Defendant and	s) Adve	rsary Proceeding No.	X89-0068M
IOWA COLLEGE AID COMMISSION, Intervenor.	JDGMENT	•	
☐ This proceeding having come on tor trial or			le William L. Edmonds cy Judge, presiding, and
the issues having been duly tried or heard ar	nd a decision hav	ving been rendered,	•
•			•

[OR]

[X] The issues of this proceeding having been duly considered by the Honorable William L. Edmonds . United States Bankruptcy Judge, and a decision having been reached without trial or hearing, upon stipulation of the parties, .

#### IT IS ORDERED AND ADJUDGED:

Iowa College Aid Commission shall recover from defendant Dawn Ann Gabrielson the sum of \$3,000.00. This judgment is payable in accordance with the terms of a "Stipulated Judgment Order" entered this same date. Iowa College Aid Commission shall have judgment against the defendant Rodney Gary Gabrielson in the amount of \$6,407.21. This judgment shall be payable in accordance with the terms of a "Stipulated Judgment Order" entered this same date.

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BARBARA A. EVERLY

Clerk of Bankruptcy Court

[Seal of the U.S. Bankruptcy Court]

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# IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF IOWA

IN RE:

| Bankruptcy No. X-89-00402-M
| RODNEY GARY GABRIELSON and | Dawn ann Cabrielson, | Debtors. | Debtors. | Dawn ann Gabrielson and | Dawn ann Gabrielson, | Dawn ann Gabrielson, | Defendants, | Defendants,

STIPULATED JUDGMENT ORDER

This matter having come before the court on plaintiff's "Amended Complaint" to discharge student loans pursuant to 11 U.S.C. § 523 (a)(8), and the "Answer and Counterclaim" of intervenor Iowa College Aid Commission, and the above parties having reached the settlement agreement incorporated herein, and the court being fully advised;

and

IOWA COLLEGE AID COMMISSION,

Intervenor.

NOW, THEREFORE, the court finds the settlement agreement of the parties reasonable and just, and ORDERS as follows:

## A. DAWN GABRIELSON LOANS

1. The parties agree that the principal obligation of plaintiffs to intervenor Iowa College Aid Commission for loans

made to Dawn Gabrielson shall be reduced to \$3,000.00 as of the date of this order. Intervenor shall hereby have judgment against plaintiffs in the amount of \$3,000.00. Plaintiffs shall have the right to pay said judgment amount on the terms set forth in paragraphs 2 and 3 below.

2. Beginning on April 1, 1990, plaintiffs shall make payments of \$20.00 per month to intervenor at the following address:

Iowa College Aid Commission C/O Stu Vos 201 Jewett Building Ninth and Grand Avenue Des Moines, Iowa 50309

- 3. Beginning on April 1, 1991, plaintiffs shall increase their payment to a monthly amount necessary to repay the remaining principal balance, and interest as it accrues, over a ten-year period. The monthly payments shall be made payable to intervenor at the above address. Plaintiffs shall continue monthly payments until all principal and accrued interest has been paid. All payments will be applied first to interest, then to principal.
- 4. Beginning March 1, 1991, plaintiffs' principal balance shall bear interest at the rate of eight percent (8%) per annum until said balance shall have been paid in full. No interest shall accrue prior to March 1, 1991.
- 5. Intervenor shall not execute on this judgment against plaintiffs as long as plaintiffs meet the payment schedule set forth above in paragraphs 2 and 3.

#### B. RODNEY GABRIELSON LOANS

- 6. The parties agree that the principal obligation of plaintiffs to intervenor Iowa College Aid Commission for loans made to Rodney Gabrielson shall be reduced to \$6,407.21 as of the date of this order. In addition to the \$3,000.00 judgment noted above in paragraph 1, intervenor shall also have judgment against plaintiffs in the amount of \$6,407.21. Plaintiffs shall have the right to pay said judgment amount on the terms set forth in paragraphs 7 and 8 below.
- 7. Beginning on April 1, 1990, plaintiffs shall make payments of \$40.00 per month to intervenor at the following address:

Iowa College Aid Commission c/o Stu Vos 201 Jewett Building Ninth and Grand Avenue Des Moines, Iowa 50309

- 8. Beginning on April 1, 1991, plaintiffs shall increase their payment to a monthly amount necessary to repay the remaining balance, and interest as it accrues in equal monthly payments over a ten-year period. The monthly payments shall be made payable to intervenor at the above address. Plaintiffs shall continue monthly payments until all principal and accrued interest has been paid. All payments will be applied first to interest, then to principal.
- 9. Beginning March 1, 1991, plaintiffs' principal balance shall bear interest at the rate of nine percent (9%) per annum

from March 1, 1991, until said balance shall have been paid in full. No interest shall accrue prior to March 1, 1991.

Intervenor shall not execute on this judgment against plaintiffs as long as plaintiffs meet the payment schedule set forth in paragraphs 7 and 8 above.

### C. MISCELLANEOUS

- Each party shall bear its own costs and attorney fees. 11.
- 12. The combined, total amount of the judgment entered pursuant to this order is \$9,407.21.00.

Dated this 18th day of Marsh, 1990.

It is so stipulated:

Assistant Attorney General Hoover State Office Building Des Moines, Iowa 50319

ATTORNEY FOR INTERVENOR IOWA COLLEGE AID COMMISSION

BRINTON Brinton & Bordwell

120 Central Avenue West

Post Office Box 73 Clarion, Iowa 50525

ATTORNEY FOR PLAINTIFFS

Robert W. Brinton cc: Scott M. Galenbeck U. S. Trustee

on 3/1/90, Ser